

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed House Bill 12 be amended to read as follows:

- 1 Page 4, between lines 1 and 2, begin a new paragraph and insert:
- 2 "SECTION 4. IC 5-2-11-5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 5. **(a) As used in this**
- 4 **section, "commission" means the commission for a drug free**
- 5 **Indiana established by IC 5-2-6-16.**
- 6 **(b) Subject to subsections (c) and (d), ~~A~~ a county fiscal body**
- 7 **shall annually appropriate from the fund amounts allocated by the**
- 8 **county legislative body for the use of persons, organizations,**
- 9 **agencies, and political subdivisions to carry out recommended actions**
- 10 **contained in a comprehensive drug free communities plan **submitted****
- 11 **by the local coordinating council and approved by the commission**
- 12 **for a drug free Indiana established by IC 5-2-6-16 as follows:**
- 13 (1) For persons, organizations, agencies, and political
- 14 subdivisions to provide prevention and education services, at
- 15 least twenty-five percent (25%) of the money in the fund.
- 16 (2) For persons, organizations, agencies, and political
- 17 subdivisions to provide intervention and treatment services, at
- 18 least twenty-five percent (25%) of the money in the fund.
- 19 (3) For persons, organizations, agencies, and political
- 20 subdivisions to provide criminal justice services and activities,
- 21 at least twenty-five percent (25%) of the money in the fund.
- 22 (4) A county fiscal body shall annually appropriate the
- 23 remaining money in the fund allocated by the county legislative
- 24 body to be used by persons, organizations, agencies, and
- 25 political subdivisions to provide services and activities under

1 subdivisions (1) through (3).
2 **(c) In the comprehensive drug free communities plan, the local**
3 **coordinating council shall determine the amount of funds the**
4 **county fiscal body shall appropriate to implement the objectives**
5 **approved in the comprehensive drug free communities plan.**
6 **(d) If the comprehensive drug free communities plan is not**
7 **approved by the commission, the county fiscal body may not**
8 **appropriate any funds at the request of the local coordinating**
9 **council or any other local entity.**
10 **(e) If funds are allocated by a county legislative body under**
11 **subsection (b) and the commission has not approved the**
12 **comprehensive drug free communities plan for the county, the**
13 **commission may for cause:**
14 **(1) approve and appoint a new local coordinating council for**
15 **the county;**
16 **(2) freeze funds allocated by the county legislative body; or**
17 **(3) reevaluate the comprehensive drug free communities**
18 **plan.".**
19 Renumber all SECTIONS consecutively.
(Reference is to ESB 12 as printed February 14, 2006.)

Representative MESSER